



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

APR 24 2013

OFFICE OF WATER

Ms. Nina Bell
Executive Director
Northwest Environmental Advocates
P.O. Box 12187
Portland, Oregon 97212-0187

RE: Freedom of Information Act Request HQ-FOI-01732-11

Dear Ms. Bell:

Enclosed you will find a CD containing copies of documents that are responsive to your Freedom of Information Act Request HQ-FOI-01732-11, as amended by you on March 14, 2013, related to EPA conditional approvals of state submitted water quality standards. Specifically, we are including responsive documents on the following topic:

- All formal approval letters and formal support documents prepared between 1993 and March 14, 2013 in which EPA has conditionally approved a state's water quality standards submission pending completion of some action including but not limited to completion of Endangered Species Act Section 7 consultation.

The enclosed CD contains the formal approval letters and formal support documents currently in EPA's WATA tracking system that meet the terms and timeframe specified above. In addition, we will be reaching out to our Regional WQS counterparts and requesting that they forward us any additional formal conditional approval letters, support documents and lists/summaries that meet the terms and timeframe of your amended request. Should we receive any additional documents, we will send them to you no later than May 15, 2013.

This letter also confirms your agreement to drop the following topic from HQ-FOI-01732-11:

- All documents, prepared since 1993, that discuss issues concerning conditional approvals of state water quality standards including but not limited to:
 - Provisions in the ESA that could be read to allow conditional actions by EPA;
 - Provisions in the CWA that could be read to allow conditional actions by EPA or other legal authority to do so;
 - EPA's ability to revise actions already taken that were conditional; and
 - EPA's ability to revise actions already taken that were not conditional at the time they were made.

Please contact Shari Barash at 202-566-0996 or Christina Christensen at 202-566-0537 should you have any questions concerning this matter.

Sincerely,



Sara Hisel-McCoy
Division Director, Standards and Health Protection Division

Enclosure: CD